



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.usplo.gov

APPLICATION NO.	CATION NO. FILING DATE		FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
09/852,581		05/10/2001	James L. Warmus	27600/M239A	6089	
29471	7590	09/21/2004		EXAMINER		
		RANK LLP	SHAH, SANJIV			
200 W. AD. SUITE 2150		EET		ART UNIT PAPER NUMBER		
CHICAGO, IL 60606				2176		
				DATE MAILED: 09/21/2004	1	

Please find below and/or attached an Office communication concerning this application or proceeding.

•	Application No.	Applicant(s)						
Advisory Action	09/852,581	WARMUS ET AL.						
Advisory Action	Examiner	Art Unit						
	Sanjiv D. Shah	2176						
The MAILING DATE of this communication appears on the cover sheet with the correspondence address								
THE REPLY FILED 30 July 2004 FAILS TO PLACE THIS Therefore, further action by the applicant is required to avinal rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appea Examination (RCE) in compliance with 37 CFR 1.114.	S APPLICATION IN CONDITION TO A STATE SAME SAME SAME SAME SAME SAME SAME SAM	N FOR ALLOWANG ation. A proper repl n places the applica	CE. y to a ition in					
PERIOD FOR RE	EPLY [check either a) or b)]							
a) The period for reply expires 3 months from the mailing date b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire I ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The ee have been filed is the date for purposes of determining the period of ee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of 2) as set forth in (b) above, if checked. Any reply received by the Officinely filed, may reduce any earned patent term adjustment. See 37 C	Advisory Action, or (2) the date set forth later than SIX MONTHS from the mailin S FILED WITHIN TWO MONTHS OF The date on which the petition under 37 CF of extension and the corresponding amount the shortened statutory period for reply ce later than three months after the mai	g date of the final rejecting HE FINAL REJECTION. R 1.136(a) and the approper of the fee. The appropriation of the fee. The appropriation and the final set in the final rejection.	on. See MPEP opriate extension ropriate extension Office action; or					
1. A Notice of Appeal was filed on Appellant's 37 CFR 1.192(a), or any extension thereof (37 CFI	R 1.191(d)), to avoid dismissal o	eriod set forth in f the appeal.						
2.⊠ The proposed amendment(s) will not be entered be —								
(a) they raise new issues that would require further		see NOTE below);						
(b) they raise the issue of new matter (see Note be								
(c) they are not deemed to place the application i issues for appeal; and/or								
(d) they present additional claims without cancel NOTE:	ing a corresponding number of f	inally rejected claim	S.					
3. Applicant's reply has overcome the following rejection	tion(s):							
 Newly proposed or amended claim(s) would canceling the non-allowable claim(s). 	be allowable if submitted in a se	eparate, timely filed	amendment					
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for application in condition for allowance because:	reconsideration has been cons	idered but does NO	T place the					
 The affidavit or exhibit will NOT be considered bec raised by the Examiner in the final rejection. 	ause it is not directed SOLELY	to issues which wer	e newly					
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we			and an					
The status of the claim(s) is (or will be) as follows:								
Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: <u>1-26</u> . Claim(s) withdrawn from consideration:								
8. The drawing correction filed on is a) app	roved or b) disapproved by t	the Examiner.						
9. Note the attached Information Disclosure Stateme	nt(s)(PTO-1449) Paper No(s)	· »						
10. Other:	· · · · · · · · · · · · · · · · · · ·	Sanjiv D. Shah Primary Examiner Art Unit: 2176						